

**DECLARATION - USA PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled BONE FIXED LOCATOR AND OPTICAL NAVIGATION SYSTEM the specification of which:

- (a) was filed on March 22, 2006 as U.S. Application No. 10/573,144 and was amended on March 22, 2006; and
- (b) was described and claimed in PCT International Application No. PCT/EP2004/010347 filed on September 15, 2004 and was published in German on April 14, 2005 as WO 2005/032391. U.S. App. No. 10/573,144 is the national phase of PCT App. No. PCT/EP2004/010347, which claims priority to German Application DE 103 43 826.2, filed September 22, 2003.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above;

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56;

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent, design or inventor's certificate or any PCT international application(s) listed below and have also identified below any foreign application(s) for patent, design or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed for the same subject matter having a filing date before that of the application(s) of which priority is claimed:

**PRIOR FOREIGN APPLICATION(S)**

COUNTRY (OR INDICATE IF PCT)	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 37 U.S.C. § 119
GERMANY	103 43 826.2	September 22, 2003	✓ YES NO <input type="checkbox"/>
PCT	PCT/EP2004/010347	September 15, 2004	✓ YES NO <input type="checkbox"/>

**POWER OF ATTORNEY:** I hereby appoint the registrants of Knobbe, Martens, Olson & Bear, LLP, 2040 Main Street, Fourteenth Floor, Irvine, CA 92614, Telephone (949) 760-0404, Customer No. 20,995, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith (if this application is assigned, I acknowledge that the appointed individuals do not represent me, and that instead they represent the assignee).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: Jan Stifter

Inventor's signature J. Stifter Day 7 Month 9 Year 2006

Residence (city and country): Unterehrendingen, Switzerland

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Full name of second inventor: **Thomas Hauri**

Inventor's signature TH Day 15 Month 02 Year 2006

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